

October 19, 2004

October Nineteenth

20-----04

The second regular Meeting of City Council was held on the above date at 7:00 p.m. in the Council Chambers located on the Fourth floor of the Municipal Building. The following Council Members were present: Ruby B. Archie, P. A. "Pete" Castiglione, Jr., E. Stokes Daniels, Jr., Mayor John C. Hamlin, Sherman M. Saunders, H. Phillip Smith, and Vice-Mayor R. Wayne Williams, Jr. (7). T. David Luther was absent (1).

Staff members present were Deputy City Manager M. Lyle Lacy, III, Assistant City Manager for Utilities Joseph C. King, Finance Director Aubrey D. Dodson, City Attorney W. Clarke Whitfield, Jr., and City Clerk Annette Y. Crane, CMC.

Other Staff members present were Transportation Services Director Marc Adelman, Public Works Director Rick Drazenovich, Community Development Director Jerry Fischer, Planning Director Kenny Gillie, Economic Development Project Manager Jeff Reed, Deputy Public Works Director/City Engineer Kent Shelton, and Central Collections Director Danny Worley.

Also in attendance were General Registrar Peggy Petty, and Electoral Board Members Sylvesta Jennings and Ralph Polk.

Mayor Hamlin presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Ruby Archie offered the invocation. The Pledge of Allegiance to the Flag followed.

ANNOUNCEMENTS AND SPECIAL RECOGNITION

Mayor Hamlin recognized Economic Development Project Manager Jeff Reed. Mr. Reed thanked City Council for the resources provided by City Council that allowed the Economic Development office to do its job. Mr. Reed said the following announcement would be the fifth one this year. He introduced Senior Vice-President of Knight-Celotex Jeff Hughart and Operations Manager of the new Danville plant Frank McGuire. Mr. Reed advised that Knight Celotex had purchased the former Masonite facility.

Mr. Hughart thanked City Council for the encouragement and support the Company had received from Danville. He said the Economic Development organization in Danville is one to be very proud of and City services were outstanding. He praised the organization and efficiency displayed by the Economic Development staff during negotiations with the company.

Mr. McGuire said he looked forward to working in Danville and to providing jobs for the citizens of Danville.

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Mayor Hamlin and Council Members gathered to present welcome baskets to Mr. Hughart and Mr. McGuire. A street sign, "Knight Celotex Way," was also presented to the company's representatives.

COMMUNICATIONS FROM VISITORS

Rev. Cecil Bridgeforth appeared to urge Council to look into the DanChem situation. He said company workers continued to strike and urged that steps be taken to prevent a major chemical spill that would affect the residents of the Camp Grove and Bradley Road areas, should such a disaster occur. He asked that the City and Pittsylvania County work to ensure that qualified individuals were handling the chemicals at DanChem.

MINUTES

Upon Motion by Council Member Daniels and second by Council Member Archie, Minutes of the October 7, 2004 Council Meeting were approved as presented. Draft copies had been distributed to Council Members prior to the Meeting.

BUDGET ADOPTION- FY 2004-2005-NEW VOTING EQUIPMENT

Upon Motion by Council Member Archie and second by Council Member Daniels, Ordinance No. 2004-10.05 presented by its First Reading on October 7, 2004 amending the Fiscal Year 2004-2005 Budget Appropriation Ordinance by authorizing increases in certain revenues and appropriating same for the purchase of new voting equipment in the amount of \$306,768 was adopted by the following vote:

VOTE: 7-0
AYE: Archie, Castiglione, Daniels, Hamlin, Saunders, Smith and Williams (7)
NAY: None (0)
ABSENT: Luther (1).

In response to Mayor Hamlin, Electoral Board Secretary Sylvesta Jennings said it was projected the new voting machines would be used in the June 2005 dual primary. Mr. Jennings advised there would be ample opportunities for citizens to be educated on the use of the machines before that time. He said there would also be a voting machine in the General Registrar's Office for those who wish to walk in.

BUDGET ADOPTION- FY 2004-2005-VICTIM WITNESS PROGRAM

Upon Motion by Council Member Archie and second by Council Member Castiglione, Ordinance No. 2004-10.06 presented by its First Reading on October 7, 2004 amending the Fiscal Year 2004-2005 Budget Appropriation Ordinance to provide for a grant from the State for a Victim Witness Program in the amount of \$50,000 and appropriating same was adopted by the following vote:

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VOTE: 7-0
AYE: Archie, Castiglione, Daniels, Hamlin, Saunders, Smith and Williams (7)
NAY: None (0)
ABSENT: Luther (1).

VDOT - PROCEED WITH WORSHAM STREET BRIDGE DEMOLITION

Vice-Mayor Williams moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-10.06

A RESOLUTION REQUESTING THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO PROCEED WITH DEMOLITION OF THE WORSHAM STREET BRIDGE.

The Motion was seconded by Council Member Smith and adopted by the following vote:

VOTE: 7-0
AYE: Archie, Castiglione, Daniels, Hamlin, Saunders, Smith and Williams (7)
NAY: None (0)
ABSENT: Luther (1).

Mayor Hamlin said that it would probably take eighteen months to two years for all the necessary permits and licenses to be obtained before demolition could take place.

In response to Mrs. Archie, Mayor Hamlin said the Ad Hoc Committee, made up of Historical Society members, would have ample time to seek funds for saving the bridge.

Deputy City Manager Lacy said the bids had been opened for the repair work to the bridge that crosses over Route 58. He said a meeting with VDOT and Historic Preservation officials in Richmond would take place very soon. Mr. Lacy said it has been projected that the work would be completed before the end of November.

Mr. Saunders again expressed safety concerns for vehicular traffic that traverses Route 58 under the bridge. He encouraged those citizens interested in saving the bridge to continue looking for funding sources.

Dr. Williams thanked those citizens who had contacted him to express their views on demolishing the bridge. He said that input was very influential in helping him shape his decision.

HEARING – TRANSPORTATION ENHANCEMENT PROGRAM FUNDS

Mayor Hamlin opened the floor for a Public Hearing to consider a proposed application to the Virginia Department of Transportation for a grand award under the Transportation

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Enhancement Program for improvements at the Crossing at the Dan. Notice of the Public Hearing had been duly published in the Danville Register and Bee on October 12, 2004. No one present desired to be heard and the Public Hearing was closed.

Council Member Daniels moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-10.07

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO OBTAIN FUNDING UNDER THE VIRGINIA TRANSPORTATION ENHANCEMENT PROGRAM.

The Motion was seconded by Council Member Archie and adopted by the following vote:

VOTE: 7-0
AYE: Archie, Castiglione, Daniels, Hamlin, Saunders, Smith and Williams (7)
NAY: None (0)
ABSENT: Luther (1).

HEARING – SPECIAL USE PERMIT - 1.673 ACRES – TRADE STREET

Mayor Hamlin opened the floor for a Public Hearing to consider granting a Special Use Permit for a waiver of front yard requirements on approximately 1.673 acres located on Trade Street. Notice of the Public hearing had been duly published in the Danville Register and Bee on October 5 and 12, 2004. General Development Vice-President Winn Bishop was present to respond to comments from Council Members and citizens. No one present desired to be heard and the Public Hearing was closed.

Council Member Castiglione moved the adoption of an Ordinance entitled:

ORDINANCE NO. 2004-10.08

AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A WAIVER OF FRONT YARD REQUIREMENTS IN ACCORDANCE WITH ARTICLE 3.M (c) (21) ON APPROXIMATELY 1.673 ACRES LOCATED ON TRADE STREET.

Council Member Smith asked why the Special Use Permit was needed. Mr. Bishop explained that the company has a building planned for the back of the Dan River property. He said when the property was first master-planned, there were two sections of lots, some on the front and some on the rear. Since the master plan was first developed, Trade Street was lengthened to serve the theatre. In addition, Mr. Bishop noted that a trail was given to the city along that area. Mr. Bishop said that there was not enough room to get the building on the lot because it was very narrow. He said the property in question was the area behind Aldi Foods. The company proposes to construct a building between Chic-Fil-A and Aldi Foods.

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The Ordinance was adopted by the following vote:

VOTE: 7-0
AYE: Archie, Castiglione, Daniels, Hamlin, Saunders, Smith and Williams (7)
NAY: None (0)
ABSENT: Luther (1).

HEARING – BROWNFIELDS CLEAN-UP GRANT APPLICATION

Mayor Hamlin opened the floor for a Public Hearing to consider authorizing the City Manager to submit a Brownfields Clean-Up Grant application to the United States Environmental Protection Agency. Notice of the Public Hearing had been duly published in the Danville Register and Bee on October 13, 2004. No one present desired to be heard and the Public Hearing was closed.

Council Member Archie moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-10.08

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT A BROWNFIELDS CLEAN-UP GRANT APPLICATION TO THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (EPA).

The Motion was seconded by Council Member Daniels and adopted by the following vote:

VOTE: 7-0
AYE: Archie, Castiglione, Daniels, Hamlin, Saunders, Smith and Williams (7)
NAY: None (0)
ABSENT: Luther (1).

BUDGET AMENDMENT-FY 2004-2005 – KNIGHT CELOTEX INCENTIVES

Upon Motion by Council Member Castiglione and second by Council Member Saunders, an Ordinance entitled:

ORDINANCE NO. 2004-10.09

AN ORDINANCE AMENDING THE FISCAL YEAR 2004-2005 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUES FROM THE GENERAL FUND FOR A CITY TECHNOLOGY ENHANCEMENT GRANT FOR THE KNIGHT CELOTEX EXPANSION INCENTIVE PACKAGE FOR A TOTAL APPROPRIATION IN THE AMOUNT OF \$50,000 AND APPROPRIATING SAME

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was presented by its First Reading, as required by City Charter, to lie over before final adoption.

CHANGE MASONITE DRIVE TO KNIGHT CELOTEX WAY

Council Member Castiglione moved the adoption of an Ordinance entitled:

ORDINANCE NO. 2004-10.10

AN ORDINANCE CHANGING THE NAME OF MASONITE DRIVE TO KNIGHT CELOTEX WAY.

The Motion was seconded by Council Member Archie and adopted by the following vote:

VOTE: 7-0
AYE: Archie, Castiglione, Daniels, Hamlin, Saunders, Smith and Williams (7)
NAY: None (0)
ABSENT: Luther (1).

AUTHORIZE \$1,600,000 LOAN - INDUSTRIAL DEVELOPMENT AUTHORITY

Council Member Smith moved the adoption of an Ordinance entitled:

ORDINANCE NO. 2004-10.11

AN ORDINANCE AUTHORIZING THE LOAN OF \$1,600,000 TO THE INDUSTRIAL DEVELOPMENT AUTHORITY TO CONSTRUCT A 62,000 SQUARE FOOT BUILDING IN AIRSIDE INDUSTRIAL PARK.

The Motion was seconded by Council Member Archie and adopted by the following vote:

VOTE: 7-0
AYE: Archie, Castiglione, Daniels, Hamlin, Saunders, Smith and Williams (7)
NAY: None (0)
ABSENT: Luther (1).

BUDGET AMENDMENT-FY 2004-2005-AIRSIDE INDUSTRIAL PARK

Upon Motion by Vice-Mayor Williams and second by Council Member Daniels, an Ordinance entitled:

ORDINANCE NO. 2004-10.12

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AN ORDINANCE AMENDING THE FISCAL YEAR 2004-2005 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A LOAN TO THE INDUSTRIAL DEVELOPMENT AUTHORITY FOR THE CONSTRUCTION OF A 62,000 SQUARE FOOT BUILDING IN THE AIRSIDE INDUSTRIAL PARK IN THE AMOUNT OF \$1,600,000 FROM THE GENERAL FUND BALANCE AND APPROPRIATING SAME

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

BUDGET AMENDMENT-FY 2004-2005-AVIATION GRANT-AIRPORT

Upon Motion by Council Member Archie and second by Council Member Daniels, an Ordinance entitled:

ORDINANCE NO. 2004-10.13

AN ORDINANCE AMENDING THE FISCAL YEAR 2004-2005 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A STATE DEPARTMENT OF AVIATION GRANT FOR MAINTENANCE OF CERTAIN AIRPORT PROPERTIES AND MATERIALS IN THE AMOUNT OF \$119,853 AND FOR THE LOCAL SHARE IN THE AMOUNT OF \$26,511 FOR A TOTAL APPROPRIATION OF \$146,364 AND APPROPRIATING SAME

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

ACCEPT MAINTENANCE FUNDS FROM DEPARTMENT OF AVIATION

Council Member Daniels moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-10.09

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT MAINTENANCE FUNDS FROM THE VIRGINIA DEPARTMENT OF AVIATION FOR A GRANT FOR MAINTENANCE OF CERTAIN PROPERTIES AND MATERIALS AT DANVILLE REGIONAL AIRPORT.

The Motion was seconded by Council Member Castiglione and adopted by the following vote:

VOTE: 7-0
AYE: Archie, Castiglione, Daniels, Hamlin, Saunders, Smith and Williams (7)
NAY: None (0)
ABSENT: Luther (1).

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BUDGET AMENDMENT-FY 2004-2005-TAXIWAY "E" REHABILITATION

Upon Motion by Vice-Mayor Williams and second by Council Member Archie, an Ordinance entitled:

ORDINANCE NO. 2004-10.14

AN ORDINANCE AMENDING THE FISCAL YEAR 2004-2005 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR STATE AND FEDERAL GRANT FUNDS FOR THE PARTIAL REHABILITATION OF TAXIWAY "E" IN THE AMOUNT OF \$255,780 AND THE LOCAL SHARE OF \$5,220 FOR A TOTAL APPROPRIATION OF \$261,000

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

BUDGET AMENDMENT-FY 2004-2005-LITTER CONTROL & RECYCLING

Upon Motion by Council Member Smith and second by Vice-Mayor Williams, an Ordinance entitled:

ORDINANCE NO. 2004-10.15

AN ORDINANCE AMENDING THE FISCAL YEAR 2004-2005 BUDGET APPROPRIATION ORDINANCE TO ANTICIPATE GRANT FUNDS FROM THE COMMONWEALTH OF VIRGINIA FOR LITTER CONTROL AND RECYCLING EFFORTS IN THE AMOUNT OF \$7,516 AND APPROPRIATING SAME

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

BUDGET AMENDMENT - FY 2004-2005 - JOINT INDUSTRIAL PARK IMPROVEMENTS

Upon Motion by Council Member Smith and second by Vice-Mayor Williams, an Ordinance entitled:

ORDINANCE NO. 2004-10.16

AN ORDINANCE AMENDING THE FISCAL YEAR 2004-2005 BUDGET APPROPRIATION ORDINANCE BY INCREASING CERTAIN REVENUES WITHIN THE WASTEWATER CAPITAL IMPROVEMENTS FUND TO PROVIDE FOR THE CONSTRUCTION OF FORCE MAIN AND PUMP STATION TO SERVE THE DANVILLE/PITTSYLVANIA JOINT INDUSTRIAL PARK AND THE VIRGINIA INTERNATIONAL RACEWAY IN THE AMOUNT OF \$700,000 AND APPROPRIATING THE SAME

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was presented by its First Reading, as required by City Charter, to lie over before final adoption.

In response to Mrs. Archie, Mr. Lacy said the Pittsylvania County Board of Supervisors were acting on this matter during the Board's meeting tonight. He said that if the Supervisors failed to pass the measure, bids on the pump station would be lost and the City's expenses would be in excess of the City's share of \$350,000.

RECEIVE DELINQUENT TAX REPORT – JUNE 30, 2004

Council Member Archie moved the adoption of a Resolution entitled:

RESOLUTION NO. 2004-10.10

A RESOLUTION ACKNOWLEDGING RECEIPT OF AND APPROVING THE REPORT, DATED AUGUST 26, 2004, OF DELINQUENT AND IMPROPERLY ASSESSED TAXES AS OF JUNE 30, 2004, PREPARED AND SUBMITTED TO THE COUNCIL BY THE DIRECTOR OF CENTRAL COLLECTIONS.

The Motion was seconded by Council Member Daniels and adopted by the following vote:

VOTE: 7-0
AYE: Archie, Castiglione, Daniels, Hamlin, Saunders, Smith and Williams (7)
NAY: None (0)
ABSENT: Luther (1).

COMMUNICATIONS

Deputy City Manager Lacy advised that there had been a collision on Riverside Drive this afternoon involving one of the City's fire trucks. The accident occurred at the entrance of the Value City Shopping Center. The vehicle was not responding to an emergency and the driver was following the rules of the road. The truck was on a routine inspection rather than an emergency response. The passenger in the other vehicle was taken to Danville Regional Medical Center for observation.

There were no communications from the City Attorney and City Clerk.

ROLL CALL

Council Member Archie asked that the administration look into the DanChem matter to see if there was anything that could be done to remedy that situation.

Referring to the Cane Creek Pump Station project between the City and Pittsylvania County, Mrs. Archie said she was very proud of the City and County cooperation.

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Noting that Knight Celotex was locating in Danville, Council Member Castiglione congratulated Economic Development Director Ron Bunch, Project Manager Jeff Reed, and Marketing Specialist Renee Wyatt for the excellent job they were doing.

Mr. Castiglione said he was presently moving to a new home. He said a Customer Service employee recently told him that he had to come downtown to the Harris Building to sign his name and go through paper work in order to switch his electric service. Mr. Castiglione said he had been in Danville for thirty-three years and he wondered if there was a way for citizens who had good credit could take care of this transition over the phone. He felt it would be less paperwork and less cumbersome for all involved. He asked Mr. Lacy to look into that possibility.

Mayor Hamlin said he and Council Member Castiglione had attended a Headstart event today. He said the organization is looking into the possibility of constructing a new facility. He advised that around \$800,00 is needed on the local level for the construction and encouraged community support of the project.

Council Member Saunders advised the Pittsylvania County Community Action (PCCA) Annual Meeting would be held at the Stratford Inn Conference Center on Friday, November 5. He said the Keynote Speaker would be State Tax Commissioner Kenneth W. Thorson, who is the former director of the PCCA. Mr. Saunders said it would be a good opportunity for citizens to be informed about services the Agency offers to Danville, Pittsylvania County and the region.

Council Member Smith said Council had approved additional improvements to the Crossing at the Dan and to the walking trail during the meeting. Mr. Smith said Council would continue to promote and build on the recreational aspects at the Crossing.

Vice-Mayor Williams said a large portion of the agenda this evening was devoted to economic development. He cited Knight Celotex, TelVista, and the pump station for the joint industrial park. Dr. Williams said this was a lot of money, but there were many returns that went along with that.

Dr. Williams remembered former Council Member Charles Scott, who passed away on August 14, 2002. He asked Council Members to reflect on Mr. Scott's contributions to the citizens of Danville.

Mayor Hamlin announced that the next Council Meeting would be held on Thursday, November 4 due to Election Day on Tuesday, November 2.

The Meeting adjourned at 7:53 P.M.

MAYOR

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CLERK